



HAND CARRY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: P. RUBIN et al.

Confirmation No.: 2816

Serial No.: 10/075,617

Art Unit: 1614

Filed: February 15, 2002

Examiner: R. Cook

For: METHODS FOR TREATING
SLEEP APNEA AND SLEEP
INDUCED APNEA (as
amended)

Attorney Docket No.: 4821-468

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents
P.O. Box 1450
Mail Stop AF
Alexandria, VA 22313-1450
Sir:

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Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 5, 2003 of the Primary Examiner finally rejecting claims 55-64 and 71 of the above-identified application.

The item(s) checked below are appropriate:

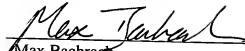
1. ☒ An extension of time for responding to the final rejection for month(s):
☐ was filed on
☒ is submitted herewith.
2. ☒ A timely response to the final rejection has been filed.
3. ☒ A fee in the amount of \$330.00 is:
☒ Required.
☐ Not required (Fee paid in prior appeal).
4. ☐ Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$165.00 is:
☐ Required.
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

11/24/2003 EFLORES 00000079 161150 10075617

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Respectfully submitted,

Date: November 21, 2003


Max Bachrach

45,479

(Reg. No.)

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